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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, NORTHERN DIVISION

UNITED STATES OF AMERICA,	:	
	:	Case No. 1:05 CR 00082 TS
Plaintiff,	:	
	:	POSITION OF THE UNITED STATES
vs.	:	WITH RESPECT TO SENTENCING
	:	FACTORS
CHARLES LAMAR NESS,	:	
	:	JUDGE Ted Stewart
Defendant.	:	
	:	

Pursuant to DUCrimR 32-1(b), the United States of America states that it disputes no sentencing factors in the Presentence Report submitted by the United States Probation Office.

DATED this 13th day of December, 2005.

PAUL M. WARNER
United States Attorney

/s/ Karin M. Fojtik
KARIN M. FOJTIK
Assistant United States Attorney

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of the United States Attorney's Office, and that a copy of the foregoing POSITION OF THE UNITED STATES WITH RESPECT TO SENTENCING FACTORS was provided to the following parties named below this 13th day of December, 2005:

Robert M. Archuleta
333 South Denver Street
Salt Lake City, UT 84101

Glen Manross
United States Probation Officer
160 U. S. Courthouse
350 South Main Street
Salt Lake City, Utah 84101

/s/ Janet S. Larson